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Smart Industries Corporation

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

WESCO INSURANCE COMPANY as subrogee
of its insured NICKELS AND DIMES
INCORPORATED,

Plaintiff,

vs.

SMART INDUSTRIES CORPORATION dba
SMART INDUSTRIES CORP., MFG., an Iowa
corporation,

Defendants.

Case No.: 2:16-cv-01206-JCM-EJY

**CONSOLIDATED FOR PURPOSES OF
DISCOVERY AND TRIAL**

JENNIFER WYMAN, individually; BEAR
WYMAN, a minor, by and through his natural
parent JENNIFER WYMAN; JENNIFER
WYMAN and VIVIAN SOOF, as Joint Special
Administrators of the ESTATE OF CHARLES
WYMAN; and SARA RODRIGUEZ natural
parent and guardian ad litem of JACOB WYMAN,

Plaintiffs,

vs.

SMART INDUSTRIES CORPORATION dba
SMART INDUSTRIES CORP., MFG, an Iowa
Corporation; HI-TECH SECURITY INC, a
Nevada Corporation; WILLIAM ROSEBERRY;
BOULEVARD VENTURES, LLC, a Nevada
Corporation; DOES 1 through 10; BUSINESS
ENTITIES I through V; and ROE
CORPORATIONS 11 through 20, inclusive,

Case No.: 2:16-cv-02378-JCM-EJY

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT SMART TO FILE ITS
RESPONSES TO MOTIONS IN LIMINE
(Second Request)**

Defendants.

HI-TECH SECURITY INC; and WILLIAM
ROSEBERRY,

Third-Party Plaintiffs,

vs.

NICKELS AND DIMES INCORPORATED,

Third-Party Defendants.

Defendant Smart Industries Corporation's responses to (1) Plaintiff's Motion in Limine No. 1 to Preclude Testimony that the Subject Arcade Machine Was Not Serviced in a Reasonable Foreseeable Manner (ECF #181); (2) Plaintiff's Motion in Limine No. 2 to Preclude Evidence or Argument that the Defective Subject Arcade Machine was Not the Cause of Charles Wyman's Electrocution and Request for Judicial Notice of NRS 259.050, NRS 440.420 and Certificate of Death (ECF #182); (3) Plaintiff's Motion in Limine No. 3 to Preclude Testimony Argument, or Evidence that the Subject Arcade Machine Was Not Defective at the Time of the Incident (ECF #183); (4) Plaintiff's Motion in Limine No. 4 to Preclude Any Argument that Defendant Smart Industries Corporation Was Anything Other Than a Manufacturer, Distributor, and Seller of the Defective Arcade Machine Pursuant to Nevada Law (ECF #184) are currently due February 25, 2020. With this Court's approval, the parties hereby agree that the deadline for said responses shall be extended by 10 days. As such Defendant Smart Industries Corporation's responses to Plaintiff's Motions in Limine Nos. 1 through 4 shall now be due on March 6, 2020.

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1 This Stipulation is submitted in good faith and is not interposed for purposes of delay. This is
2 the second request to extend the deadline for filing the Defendant Smart Industries Corporation's
3 replies to Plaintiff's Motions in Limine Nos. 1 through 4 (ECF #181-184).

4 Respectfully submitted,

5 Dated this 25th day of February, 2020,

6 BARRON & PRUITT, LLP

Dated this 25th day of February, 2020,

EGLET ADAMS

8 /s/ Joseph R. Meservy
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10 JOSEPH R. MESERVY, ESQ.
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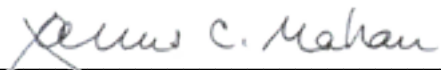
/s/ Thomas N. Beckom
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Las Vegas, Nevada 89101
Attorneys for the Wyman Plaintiffs

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15 **ORDER**

16 Based upon the Stipulation of the parties hereto, and with good cause appearing therefor,

17 IT IS HEREBY ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.

18 DATED February 26, 2020.

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21 UNITED STATES DISTRICT JUDGE